

AGENDA BILL APPROVAL FORM

Agenda Subject: Ordinance No. 6267 creating Section 10.41 of the Auburn City Code relating to residential permit parking zones.		Date: September 28, 2009
Department: Public Works/Legal	Attachments: Ordinance No. 6267, D Street NW Map	Budget Impact: \$1,000
Administrative Recommendation: City Council introduce and adopt Ordinance No. 6267.		
Background Summary: <p>A neighborhood meeting was held for the NW Main Street neighborhood on November 20, 2008. The major issue identified was a lack of neighborhood on-street parking on D ST NW due to commuters, and from students attending the high school. In response to a request by the D ST NW neighborhood that the City consider implementation of a permit parking zone for D ST NW, the City agreed to survey the neighborhood to gauge interest in creating a permit parking zone on an interim basis. The survey was mailed in late March 2009 to residents along D Street NW between West Main Street and 3rd ST NW. A total of 19 surveys were mailed to the residents. Of the 19, there were 11 surveys returned, 9 of which asked that the City consider implementing a residential permit parking program.</p> <p>The City formed a task force composed of representatives from Public Works, Planning, Parking Enforcement, Legal, and Community Services to research and put together the particulars of a residential permit parking program. The task force is recommending the following:</p> <ol style="list-style-type: none"> 1. Implement a test program on a six month trial basis. 2. A Restricted Parking Zone (RPZ) would be established on the east side of D ST NW between West Main ST and 3rd ST NW (permit parking only Monday through Friday, 9 a.m. to 5 p.m.). 3. Owners or occupants of properties located on the east side of D Street NW between West Main Street and 3rd Street NW are eligible to be issued up to three parking permits per household with one additional visitor permit. 4. There will be no charge for the parking permits. <p style="text-align: left;">L1005-4</p> <p style="text-align: right;">O1.2</p>		
Reviewed by Council & Committees: <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Arts Commission <input type="checkbox"/> Airport <input type="checkbox"/> Hearing Examiner <input type="checkbox"/> Human Services <input type="checkbox"/> Park Board <input type="checkbox"/> Planning Comm. </div> <div> COUNCIL COMMITTEES: <input type="checkbox"/> Finance <input checked="" type="checkbox"/> Municipal Serv. <input type="checkbox"/> Planning & CD <input checked="" type="checkbox"/> Public Works <input type="checkbox"/> Other _____ </div> </div>		Reviewed by Departments & Divisions: <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Building <input type="checkbox"/> Cemetery <input type="checkbox"/> Finance <input type="checkbox"/> Fire <input type="checkbox"/> Human Resources <input checked="" type="checkbox"/> Legal </div> <div> <input type="checkbox"/> M&O <input type="checkbox"/> Mayor <input type="checkbox"/> Parks <input checked="" type="checkbox"/> Planning <input type="checkbox"/> Police <input checked="" type="checkbox"/> Public Works </div> </div>
Action: Committee Approval: <input type="checkbox"/> Yes <input type="checkbox"/> No Council Approval: <input type="checkbox"/> Yes <input type="checkbox"/> No Referred to _____ Until ____/____/____ Tabled _____ Until ____/____/____ <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div> Councilmember: Cerino Meeting Date: October 5, 2009 </div> <div> Staff: Dowdy/Heid Item Number: VIII.A.1 </div> </div>		

5. Parking on the west side of D Street NW will remain as is under the current 72 hour parking restriction.
6. Prepare an ordinance creating a new section of the Auburn City Code establishing residential parking zones, creating a pilot PROGRAM, and establishing penalties for violations.

The Task Force intends to present this proposal to the September 28th Municipal Services and October 5th Public Works Committee meetings. If the Council Committees agree to move forward with the recommendation, it will be presented to the full City Council for approval and implementation of the six month trial program.

ORDINANCE NO. 6 2 6 7

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, CREATING SECTION 10.41 OF THE AUBURN CITY CODE RELATING TO PARKING, ESTABLISHING RESIDENTIAL PARKING ZONES, CREATING A PILOT PROGRAM, AND ESTABLISHING PENALTIES FOR VIOLATIONS

WHEREAS, it is the desire of the City Council to promote the general health, welfare, and safety of all persons traveling upon public streets and thoroughfares, and

WHEREAS, public streets within the City of Auburn are to be managed exclusively by the City and may be managed in such a way as to provide reasonable access to the public, and

WHEREAS, this ordinance is enacted in response to the adverse effects caused in certain areas and neighborhoods where often located adjacent to generators of high traffic demand such as high schools, hospitals, transit stations, and business districts in order to limit the impact of employees, transit commuters, and students parking their vehicles for lengthy periods of time and thereby using on-street parking that might otherwise be used by residents and area visitors; and

WHEREAS, such parking by non-residents threatens the health, safety and welfare of the many residents of the City of Auburn including those residing on D ST NW between West Main Street and 3rd Street NW. In order to protect and promote the integrity of these areas and neighborhoods, it is necessary to

enact parking regulations, restricting unlimited parking by non-residents therein, while providing the opportunity for residents to park near their homes; and

WHEREAS, the proposed Residential Parking Zones (RPZ) program is intended to support the following three objectives: reduce traffic impacts to neighborhoods from commuters who park around large parking demand generators; continue to encourage a reduction in overall energy use and vehicle emissions by discouraging non-residents from parking in RPZ areas; and implement simple rules that are easily understood and clearly applied; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, DO ORDAIN as follows:

Section 1. Creating a New Chapter to the City Code. That a new chapter 10.41 of the Auburn City Code, entitled Restricted Parking Zones, be, and the same hereby is, created to read as follows:

Chapter 10.41
RESTRICTED PARKING ZONES

Sections

- 10.41.010 Restricted Parking Zones - Establishment.
- 10.41.020 Restricted Parking Zone Established.
- 10.41.030 Restricted Parking Zones - Violation.
- 10.41.040 Restricted Parking Zones – Abuse of Privileges.

10.41.010 Restricted Parking Zones - Establishment.

A The City Engineer is authorized to establish and remove Restricted Parking Zones when, in the City Engineer's professional judgment, a restricted parking zone will reduce or eliminate a parking problem and the public interest will be served.

B. Restricted Parking Zones may reserve on-street parking for the exclusive use of abutting properties and/or residents in a prescribed vicinity; vehicles used by their visitors; and service vehicles of persons having business in the street. They may also reserve on-street parking only during certain posted hours, allowing unrestricted parking at all other times.

C. The City shall issue permits or other means of identification, maintain lists of vehicles used by residents, or adopt any other reasonable means of distinguishing vehicles that may validly be parked in any restricted parking zone from other vehicles. Restricted Parking Zones shall be appropriately signed and/or marked. Any vandalism or destruction of parking control signs shall not affect the validity of a restriction upon parking on any street segment designated by the City Engineer if other signs or traffic control devices give notice that parking in the street segment is restricted.

10.41.020 Restricted Parking Zone Established.

A. A restricted parking zone is established on the east side of D Street Northwest between West Main Street and 3rd Street Northwest. Parking Monday through Friday from 9:00 a.m. to 5:00 p.m. will only be allowed by permit.

B. Each property located on the east side of D Street between Main Street and 3rd Street Northwest shall be allowed a maximum of three parking permits plus one visitor permit. Parking permits will be issued to property owners or occupants.

C. The permit shall be hung from the rear view mirror of the vehicle, with the permit number and expiration date clearly visible through the windshield. If there is no rear view mirror, the placard shall be placed on the dashboard of the vehicle on the driver's side of the vehicle, so that the permit number and expiration date are clearly visible through the windshield.

D. Motorcycles parked in the Restricted Parking Zone are exempt from the permitting process.

10.41.030 Restricted Parking Zones - Violation.

No person shall stop, stand, or park a vehicle in violation of the posted or marked restrictions or when a permit or other authorization issued by the City is required as a condition for parking unless the permit or authorization issued by the City or a card or decal issued pursuant to RCW 46.16.380 is displayed in a prominent place on the vehicle. A violation of this section is subject to a \$50 penalty if paid within 15 days. If paid after 15 days, the penalty shall be \$60.

10.41.040 Restricted Parking Zones – Abuse of Privileges.

The person to whom a permit is issued under ACC 10.41.020 is presumed to be responsible for the appropriate use of that permit as follows:

A. No person shall, for any valuable consideration, offer or agree to authorize or allow any person to park a vehicle in any residential parking zone. No person shall for any valuable consideration transfer or authorize the use of any permit or other identification issued by the City authorizing a vehicle to park in any residential parking zone.

B. Any person to whom a permit or other authorization is granted to park in a residential parking zone shall be strictly liable for compliance with its terms and conditions and complying with all applicable ordinances. In any of the

following instances, such permit or other authorization issued shall be revoked if any person to whom such permit is issued or authorization granted:

1. Offers or agrees to authorize or allow any person to park a vehicle in any restricted parking zone for any monetary consideration; or
2. Transfers for money the use of any permit or other identification issued by the City authorizing a vehicle to park in any restricted parking zone; or
3. Allows any person under their control to perform the acts contained in subparagraph 1 or 2 above; or
4. Allows a permit or other authorization issued to them to be so used.

No new permit shall be issued for a period of one year to a person violating ACC 10.41.040.

Section 2. The Public Works Department will report back to the City Council six months after implementation of the Restricted Parking Zone ordinance on D Street NW regarding the feasibility of continuing the Restricted Parking Zone in that area.

Section 3. Implementation. The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

Section 4. Severability. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

Section 5. Effective date. This Ordinance shall take effect and be in force five days from and after its passage, approval and publication as provided by law.

INTRODUCED: _____

PASSED: _____

APPROVED: _____

CITY OF AUBURN

PETER B. LEWIS
MAYOR

ATTEST:

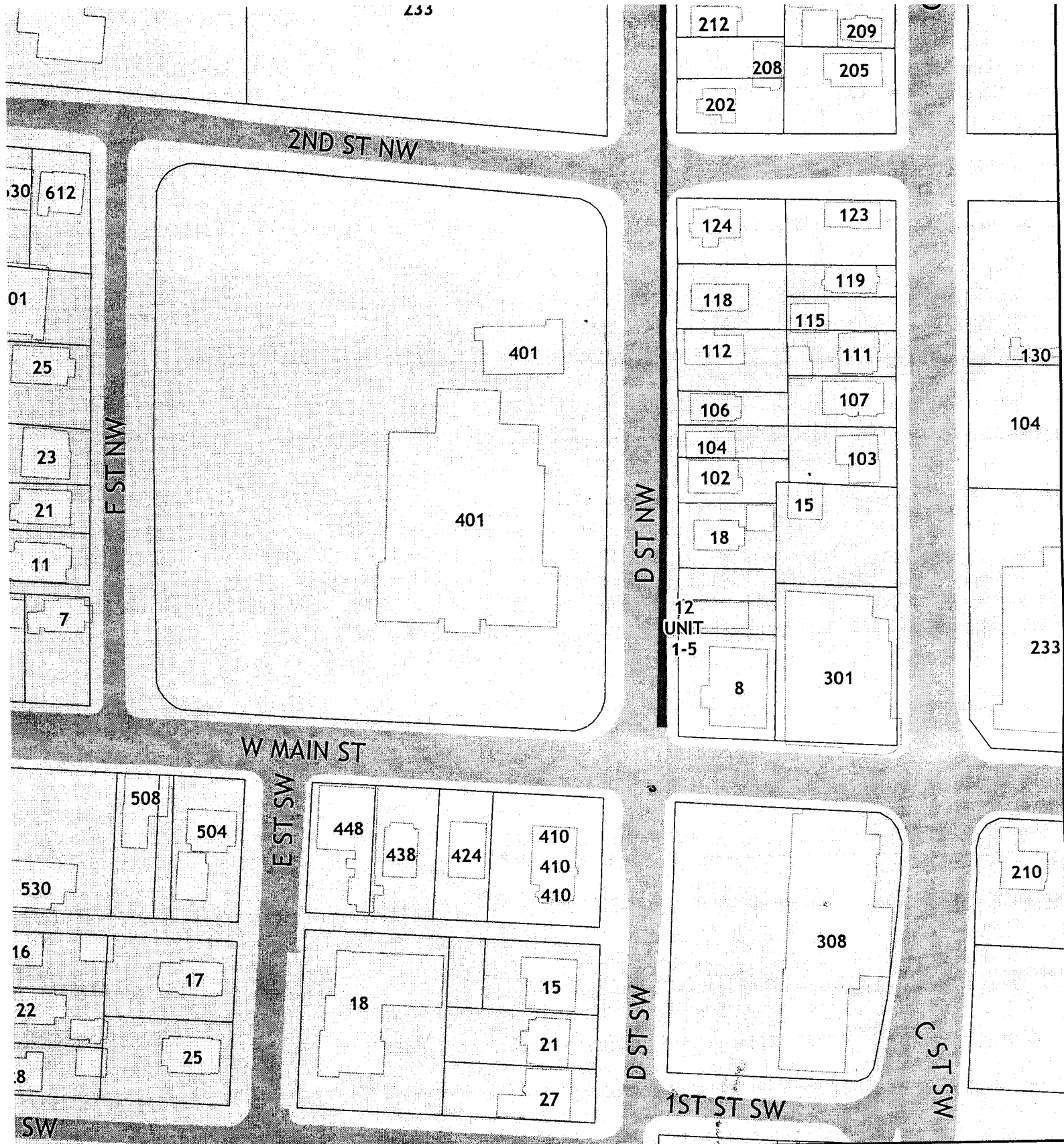
Danielle E. Daskam, City Clerk

APPROVED AS TO FORM:

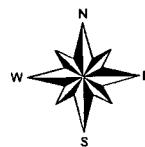
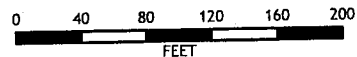


Daniel B. Heid, City Attorney

Published: _____



ing



Printed On: 09/15/09
Map ID: 3374

Information shown is for general reference purposes only and does not necessarily represent exact geographic or cartographic data as mapped. The City of Auburn makes no warranty as to its accuracy.